

Division of Licensing and Protection
103 South Main Street, Ladd Hall
Waterbury, VT 05671-2306
<http://www.dail.vermont.gov>
Voice/TTY (802) 871-3317
To Report Adult Abuse: (800) 564-1612
Fax (802) 871-3318

October 23, 2014

Ms. Carrie Jewell, Administrator
Davis Home
45 State Street
Windsor, VT 05089-1213

Dear Ms. Jewell:

Enclosed is a copy of your acceptable plans of correction for the survey conducted on **September 30, 2014**. Please post this document in a prominent place in your facility.

We may follow-up to verify that substantial compliance has been achieved and maintained. If we find that your facility has failed to achieve or maintain substantial compliance, remedies may be imposed.

Sincerely,



Pamela M. Cota, RN
Licensing Chief

PC:jl

Division of Licensing and Protection

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 0021	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	OCT 17 14 Licensing and Protection	(X3) DATE SURVEY COMPLETED C 09/30/2014
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NAME OF PROVIDER OR SUPPLIER
DAVIS HOME

STREET ADDRESS, CITY, STATE, ZIP CODE
**45 STATE STREET
WINDSOR, VT 05089**

(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
R100	Initial Comments: An unannounced onsite re-licensing survey and the investigation of two complaints was completed by the Division of Licensing and Protection from 9/29/14 through 9/30/14. There were no findings related to the allegations in the two complaints. Regulatory deficiencies related to the re-licensing survey are as follows.	R100		
R181 SS=E	V. RESIDENT CARE AND HOME SERVICES 5.11 Staff Services 5.11.d The licensee shall not have on staff a person who has had a charge of abuse, neglect or exploitation substantiated against him or her, as defined in 33 V.S.A. Chapters 49 and 69, or one who has been convicted of an offense for actions related to bodily injury, theft or misuse of funds or property, or other crimes inimical to the public welfare, in any jurisdiction whether within or outside of the State of Vermont. This provision shall apply to the manager of the home as well, regardless of whether the manager is the licensee or not. The licensee shall take all reasonable steps to comply with this requirement, including, but not limited to, obtaining and checking personal and work references and contacting the Division of Licensing and Protection in accordance with 33 V.S.A. §6911 to see if prospective employees are on the abuse registry or have a record of convictions. This REQUIREMENT is not met as evidenced by: Based on record review and staff interview, the facility failed to assure that 2 of 2 employees in the pre-hire background check sample were free of conviction of crimes inimical to the public	R181		

Division of Licensing and Protection
LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE

TITLE

(X6) DATE

Carmy Jewell, administrator

10/15/14

Division of Licensing and Protection

STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION		(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER: 0021	(X2) MULTIPLE CONSTRUCTION A. BUILDING: _____ B. WING: _____	(X3) DATE SURVEY COMPLETED C 09/30/2014
NAME OF PROVIDER OR SUPPLIER DAVIS HOME		STREET ADDRESS, CITY, STATE, ZIP CODE 45 STATE STREET WINDSOR, VT 05089		
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R181	Continued From page 1 welfare. Findings include: 1. During review of records for pre-hire background checks with the Vermont Criminal Information Center (VCIC), it was found that 2 of 2 employees in the sample had been convicted of a misdemeanor. There was no evidence that the home had requested waivers for employment from the Division of Licensing and Protection. During an interview on 9/29/14 at 2:30 PM, the Administrator confirmed that no waivers for employment had been requested for the two individuals with positive VCIC background checks.	R181	<i>The administrator or manager will request a variance for any potential staff that have a criminal record.</i>	
R230 SS=C	VI. RESIDENTS' RIGHTS 6.18 The enumeration of residents' rights shall not be construed to limit, modify, abridge or reduce in any way any rights that a resident otherwise enjoys as a human being or citizen. A summary of the obligations of the residential care home to its residents shall be written in clear language, large print, given to residents on admission, and posted conspicuously in a public place in the home. Such notice shall also summarize the home's grievance procedure and directions for contacting the Ombudsman Program and Vermont Protection and Advocacy, Inc. This REQUIREMENT is not met as evidenced by: Based on observation, record review, and staff interview, the home failed to assure that the posted Resident Rights notice and the Admission Agreement summarizing the home's grievance procedure and directions for contacting the	R230	<i>The administrator has submitted variance requests on the two specified employees to be in compliance. Awaiting a decision on granted variance.</i> <i>R181 POC accepted 10/22/14 JHSmerrin/PME</i>	<i>10/9/14</i>

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R230	<p>Continued From page 2</p> <p>Division of Licensing and Protection contained accurate contact information for 4 of 5 residents in the sample (Residents #2, 3, 4, and 5). Findings include:</p> <p>1. During the initial tour of the facility on 9/29/14 at approximately 9:30 AM, this surveyor noted that the facility's public posting of Resident Rights contained a phone number for the licensing agency which had been out of function since 8/28/11. During an interview at 9:55 AM on 9/29/14, the Administrator confirmed that the public posting of Resident Rights contained an outdated phone contact number for the licensing agency.</p> <p>2. During record review on 9/29-9/30/14, four of five resident records contained a signed Admission Agreement which contained in the grievance procedure section a phone number to contact the Division of Licensing and Protection which had been out of function since 8/28/11. The following represents the date of signature on the Admission Agreement for 4 of 5 residents in the sample: Resident #2, 6/2/13; Resident #3, 10/16/13; Resident #4, 12/19/13; Resident #5, 9/28/14. During an interview on 9/30/14 at approximately 12:00 PM, the Administrator confirmed that the Admission Agreements did not have an updated phone contact for the Division of Licensing and Protection.</p>	R230	<p>The admission agreement has been updated to reflect the correct phone number for DLP. 9/30/14</p> <p>The hanging poster has been updated to reflect the correct phone number for DLP. 9/30/14</p> <p>R230 POC accepted 10/22/14 J.Hosmer RN/PML</p>	